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Paper No. 7

NOLTE NOLTE & HUNTER
CHRISTOPHER B GARVEY
1077 NORTHERN BLVD
ROSLYN NY 11701

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JAN 16 2003

OFFICE OF PETITIONS

In re Application of
ROSA et al
Application No. 10/081041
Filed: February 14, 2002
Attorney Docket No. POP22

:
: DECISION ON PETITIONS
: AND ACCORDATION
: OF STATUS

This is a decision on the renewed petition filed September 39, 2002, which is being treated as (1) a petition under 37 CFR 1.47(a) to accord this application status, and (2) a petition under 37 CFR 1.137(b) to revive the application.

The petition under 37 CFR 1.47(a) is granted.

The petition under 37 CFR 1.137(b) is granted.

The above-identified application and papers, including those supplied in support of the renewed petition under 37 CFR 1.47(a) have been reviewed and found in compliance with 37 CFR 1.47(a).

As provided in Rule 1.47(a), this Office will forward notice of this application's filing to the non-signing inventors at their addresses given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

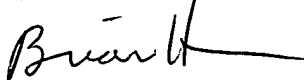
This application is hereby accorded Rule 1.47(a) status and Office of Initial Patent Examination is authorized to

- (1) accept this application under 37 CFR 1.47(a); and
- (2) process the application with the inventors being Vincent Rosa, Seth Yablans and Chico Basdeo,.
- (3) mail a filing receipt with a filing date of February 14, 2002, and an indication that 10 sheets of drawings were present on filing using the 3 sheets containing Figures 2-6 filed with the petition of May 28, 2002.

The declarations of record are defective in not supplying the complete post office addresses/residences of Messrs. Rosa and Basdeo. Petitioner must either supply a corrected oath or declaration, or in this instance the missing information required by 37 CFR 1.63(c)(1) may also be corrected by filing an Application Data Sheet (ADS) under 37 CFR 1.76. See MPEP 601.05. Nevertheless, to expedite the further processing of this application it is being returned to OIPE notwithstanding the currently defective declarations.

This application is being forwarded to the Office of Initial Patent Examination.

Telephone inquiries related to this decision should be directed to the undersigned at (703) 305-1820.



Brian Hearn
Senior Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



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Paper No. 7

Vincente Rosa
103-21 96th Street
Ozone Park NY 11417

In re Application of
ROSA, YABLANS, BASDEO
Application No. 10/081041
Filed: February 14, 2002
Attorney Docket No. POP22

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: LETTER

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OFFICE OF PETITIONS

Dear Mr. Rosa

You are named as a joint inventor in the above-identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Inquiries related to this communication may be addressed to the undersigned at (703) 305-1820. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1 (800) 972-6382 (outside the Washington D.C. area).

Brian Hearn

Petitions Examiner

Office of Petitions

Office of the Deputy Commissioner
for Patent Examination Policy

cc: NOLTE NOLTE & HUNTER
CHRISTOPHER B GARVEY
1077 NORTHERN BLVD.
ROSLYN NY 11701



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Paper No. 7

Chandarat Basdeo
25-52 14th Street
Astoria NY 110203639

In re Application of
ROSA, YABLANS, BASDEO
Application No. 10/081041
Filed: February 14, 2002
Attorney Docket No. POP22

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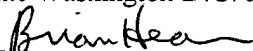
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:
: LETTER
:
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Dear Mr. Basdeo

You are named as a joint inventor in the above-identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

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Brian Hearn

Petitions Examiner
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CHRISTOPHER B GARVEY
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